

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)	
)	
Revision of the Commissions' Rules to)	CC Docket No. 94-102
Ensure Compatibility with Enhanced 911)	
Emergency Calling Systems)	
)	
Phase II Compliance Deadlines for)	
Non-Nationwide CMRS Carriers)	

To: Wireless Telecommunications Bureau

**REQUEST FOR LIMITED WAIVER AND EXTENSION
OF THE HANDSET PENETRATION DEADLINE
OF THE COMMISSION'S PHASE II E911 RULES**

Cellular South Licenses, Inc. ("Cellular South"), by its attorneys and pursuant to 47 C.F.R. §1.925, hereby respectfully requests a limited waiver and extension of Section 20.18(g)(1)(v) of the Commission's rules regarding Phase II of Enhanced 911 ("E911") services, 47 C.F.R. §20.18(g)(1)(v), which requires Tier III carriers who employ a handset-based Phase II solution to achieve a location-capable handset penetration rate among subscribers of at least 95% by December 31, 2005.¹

As set forth below, circumstances exist wherein achieving the 95% subscriber penetration requirement by the deadline is unlikely, despite Cellular South's best efforts at promoting to subscribers handsets with automatic location identification ('ALI') features. For the reasons shown herein, Cellular South requests a temporary waiver of the penetration requirement.

¹ Revision of Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling System, CC Docket 94-102, Order To Stay (released July 26, 2002).

I. Background

Cellular South provides Cellular Radiotelephone Services and Personal Communications Services mainly in Mississippi, Tennessee, Alabama and the Florida panhandle, as well as in Arkansas and Louisiana. The licensed call signs and markets are listed in Attachment 1. Cellular South is a qualified Tier III carrier, serving fewer than 500,000 subscribers as of December 31, 2001. Cellular South has successfully implemented a handset-based location technology for the delivery of E911 services over Cellular South's Code Division Multiple Access ("CDMA") digital network. The CDMA network was deployed throughout Cellular South's service area in early 2004.

The effects of Hurricane Katrina have been harmful to network operations. Cellular South has been fully occupied with deployment of temporary transmitter sites and restoration of permanent network and retail facilities. Restoration of power and utilities in the State of Mississippi has been ongoing. Some cell phone users are restricted in their ability to charge their cell phones, and some of Cellular South's affected facilities are dependent upon self generated power. While Cellular South's technical crews are working diligently to fully restore wireless telecommunications in areas most affected by Hurricane Katrina, other personnel are in contact with safety officials to coordinate the crews' activities and revitalization of the communications system.

Cellular South requests permission to concentrate on reconstruction of basic services. Marketing efforts aimed at handset replacement to increase the penetration level of ALI-capable handsets have become less effective due to the need for essential wireless services. Cellular South requests from the FCC an eighteen-month extension of time to achieve a 95% penetration among

subscribers of location-capable digital handsets.²

Cellular South proposes to rebuild its network in south Mississippi as priority one. Deployment of new handsets to subscribers will be a large part of that effort. It is possible that the replacement of customer equipment will result in an increase of the overall penetration of ALI-capable handsets. Yet the focus of Cellular South's efforts will be to construct new network facilities, rehabilitate customer service centers and billing records, and restore subscriber service. Cellular South's administrative talent will be directed to identify who among its customers has survived and who has perished. Part of the challenge of that effort is sending notices to home addresses that no longer exist. Their task will be to recreate lost subscriber records and provide to subscribers the type of equipment and pricing plan that will meet their changed needs. Piecing back together the customer family will take time and effort that may otherwise have been directed to recording and tracking the ALI penetration rate.

In support of the immediate need for an extension of the 95% penetration deadline, the following is submitted.

II. Cellular South Has a History of Compliance with Requests from PSAPs for E911 Services

A total of 99 Public Safety Answering Points ("PSAPs") are located within Cellular South's service areas. Cellular South utilizes the services of Intrado to deploy E911 connections and delivery and ALI database information. Cellular South's Phase II enabling features have been fully functional, according to testing certified by Intrado. This will be revisited as time passes, and damaged functionalities will be restored. Before the hurricane, approximately 19 PSAPs were receiving and

² Before Hurricane Katrina, Cellular South anticipated a need for a 12-month extension of time for reasons explained elsewhere in this petition.

utilizing Phase II ALI data submitted from Cellular South. Fresh requests for Phase II services had been received from 4 PSAPs, and about 76 PSAPs had not yet requested Phase II services. Those PSAPs remain in the process of becoming capable of receiving and processing ALI data. The current status of the coastal PSAPs' operations is still being assessed. As information becomes known, Cellular South will work to coordinate restoration of delivery of basic and E911 data to PSAPs whose facilities have been damaged.

III. Cellular South Has Demonstrated Good Faith in Complying with the E911 Requirements

Cellular South has complied with all of the E911 requirements promulgated by the FCC, and has exceeded the E911 implementation benchmarks to which it, in particular, was made subject in the Commission's Order in *Revision of Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems and E911 Phase II Compliance Deadlines for Tier III Carriers*, CC Docket 94-102, (released April 1, 2005). Cellular South began selling and activating location-capable handsets in February 2003, well before the September 1, 2003, date by which Cellular South was ordered to do so. Likewise, Cellular South exceeded all interim deadlines set forth for it in the Order released April 1, 2005. By November 30, 2003, Cellular South had exceeded the 25% benchmark. Cellular South's next deadline was May 31, 2004, by which time Cellular South was ordered to assure that 50% of handset activations were of ALI-capable phones. By that time, over 96% of newly activated digital handsets were ALI-capable. Presently, 100% of all new digital handsets activated on Cellular South's system are location capable, and have been since November 26, 2004, ahead of the appointed date in the Order of November 30, 2004. Also in keeping with the Order, Cellular South timely submitted its Interim Report due on September 1, 2005.

Having met its interim benchmarks, Cellular South nevertheless foresees an impossible challenge in assuring that penetration of location capable handsets among Cellular South's subscribers will reach ninety-five percent by December 31, 2005.

Cellular South's full-scale CDMA network deployment has prompted subscribers to gradually adopt personal equipment upgrades. Although Cellular South continues to operate its TDMA and analog networks, the carrier has engaged in targeted activities to encourage subscribers to convert from TDMA and analog handsets to handsets that are compatible with the CDMA system and the Phase II data delivery system.

Promotional campaigns began in late 2004 to market new handsets, all of which were ALI-capable. Cellular South began in November 2004 a direct outbound calling campaign to customers whose phones were not ALI-capable. Four Cellular South customer service representatives focused on calling these customers and offering them a free phone with no contract, explaining that they could keep the same plan they were on currently. In April 2005 Cellular South hired the services of an outside company to perform this outbound calling campaign. Array Services in Minnesota assigned about a dozen representatives to the campaign. In a coordinated effort, Cellular South has mirrored six TDMA plans to fit the needs of those customers and entice them to switch to a CDMA ALI-capable handset. Additional campaigns have been conducted this summer encouraging subscribers to acquire the ALI-capable handsets, including sending SMS text messages directly to subscribers. Samples of Cellular South's advertisements and promotion announcements are included herewith. The trajectory of this campaign will be altered to be sensitive to the special needs of residents of Cellular South's service territory who have been affected by Hurricane Katrina. The commercial aspects of the marketing campaign will be mitigated in respect for recent events.

During the marketing effort, Cellular South has maintained a dialogue with the PSAPs in its service area and with the Statewide Wireless E911 Coordinators. Safety officials are aware of the ongoing handset transition of Cellular South's subscriber base, and that conversion will proceed over a period of time. The PSAPs have expressed no objection or concern with the penetration schedule, as many of them continue their own efforts to become Phase II capable, and others struggle to recover from Hurricane Katrina. In light of the slower pace of conversion of subscribers in purchasing new location-capable handsets, Cellular South requests specific relief from the penetration deadline of December 31, 2005.

IV. The Public Interest Would Be Served by Waiver of the Penetration Deadline

Grant of a limited waiver to Cellular South of 47 C.F.R. §20.18(g)(1)(v) would serve the public interest. An extension through June 30, 2007, of the penetration deadline is warranted given the unique facts and circumstances of Cellular South's position. As set forth in Section 106(a) of the Act, the Commission is to grant a waiver to Tier III carriers "if strict enforcement of the 95% subscriber penetration requirements would result in consumers having decreased access to emergency services."³ Indeed, Cellular South's subscribers would be denied access to Phase II E911 services if Cellular South is required to deactivate existing service, or reduce its reconstruction activities. Yet to operate at less than 95% penetration would constitute a violation of FCC Rules.

If not granted a waiver, Cellular South would be in the position of having to cease or reduce operations, or expend resources to convert to a network-based solution in order to avoid handset-

³ In December 2004, Congress enacted the Ensuring Needed Help Arrives Near Callers Employing 911 Act of 2004 (*Enhance 911 Act*). The *Enhance 911 Act* directed the Commission to grant qualified Tier III carriers' requests for relief of the December 31, 2005 ninety-five percent penetration deadline for location-capable handsets, as set forth in Section 20.18(g)(1)(v) of the Commission's Rules, if "strict enforcement of the requirements of that section would result in consumers having decreased access to emergency services."

based liability. Neither is a practical solution. The network-based location system would not work well in Cellular South's rural service area. Due to wide spacing, the cells would not properly triangulate to achieve required Phase II accuracy. Deactivation of the TDMA and analog systems would take away cellular coverage from persons who are desperate for communications services, depending upon their legacy TDMA and analog phones for elementary contact with other persons. Many of those persons are located in the most isolated, rural and storm affected areas of Cellular South's service area. Without their TDMA and analog phones, the customers will be unable to place calls, including calls to 911 for basic and Phase I emergency services.

These alternatives to waiver would invariably result in consumers having "decreased access to emergency services," particularly in areas where the challenges of the next year and more are most formidable. Because enforcement of the 95% deadline could have the unintended consequence of forcing Cellular South to shut down its TDMA and analog networks and deprive subscribers of basic 911 services, or to switch to a less reliable Phase II solution, Cellular South is entitled to request review under the FCC's general waiver standard.

A waiver is appropriate whenever special circumstances warrant a deviation from the general rule, and such a deviation will serve the public interest.⁴ The Commission has established standards to be used when acting upon requests for a waiver of E911 deadlines and obligations.⁵ The Commission has held that it will grant waiver requests that are specific, focused, and limited in

⁴ 47 C.F.R. § 1.3; *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D. C. Cir. 1990) (citing *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D. C. Cir. 1969)).

⁵ *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems*, CC Docket No. 94-102, Fourth Memorandum Opinion and Order, 15 FCC Rcd 17442, 17457-58, paras. 43-44 (2000) (*E911 Fourth Memorandum Opinion and Order*).

scope, with a clear path to full compliance.⁶ Further, the Commission has stated that carriers should undertake concrete steps necessary to come as close as possible to full compliance and should document their efforts aimed at compliance in support of any waiver request.⁷ As set forth below, Cellular South meets the Commission's standards in that the circumstances underlying the request, in sum, present a special case that justifies a limited E911 Phase II waiver and extension.

V. Cellular South Has a Plan for Compliance with the Commission's Ninety-Five Percent Penetration Benchmark

At present, 100% of digital handsets that are newly activated on Cellular South's system are ALI-capable. Cellular South will hold to this pattern, even though not all local PSAPs are Phase II capable. At the end of November 2004, 74% of the total activated handsets on Cellular South's system were ALI-capable. By the end of July 2005, the penetration of ALI-capable handsets had risen to 82%. It appeared that the penetration rate was increasing by about 1% per month. The effects of Hurricane Katrina on the future progress of the penetration rate remain to be seen. Cellular South's assessments and estimates were based upon normal circumstances. The future impact of obliterated towns and communications facilities upon Cellular South's plans and intentions are unknown.

Looking back, from November through July, the number of non-ALI-capable handsets operating among Cellular South's subscribers was over 115,000. By mid-July, that number had dropped to 85,000. During this period, a total of 30,000, or 26%, of the non-ALI-capable digital

⁶ *E911 Fourth Memorandum Opinion and Order*, 15 FCC Rcd at 17458, para. 44.

⁷ *Id.*

handsets were converted to ALI-capable handsets. This improvement represents considerable good faith progress by Cellular South to convince subscribers to exchange old handsets for new, ALI-capable handsets. This is a challenge given that many subscribers adamantly insist upon keeping their TDMA and analog phones because the phones are more dependable, operate in a larger range, and are already programmed with favorite phone numbers and customized features.

Prior to the hurricane, Cellular South had anticipated that about 86% of its subscribers would have ALI-capable handsets by December 31, 2005. Conversion of the remaining 9% was expected to be a slower process. Progress is being made, but with slowing conversion rates, Cellular South does not expect to reach 95% penetration by December 31, 2005.

Cellular South speculates that ALI-capable handset penetration will advance in anticipation of the sunset of the Commission's analog cellular service requirement on February 18, 2008. That event will provide an incentive for some analog customers to upgrade their handsets, particularly those who desire to roam into markets where analog signal is no longer available. On the other hand, many diehard analog handset users may continue to refuse to convert until Cellular South finally disables the analog signal. Subscribers who reside or travel in the most rural parts of the cellular service area will be the last to convert to ALI-capable handsets. In service to those customers, Cellular South will offer analog services well into the future.

In keeping with FCC rules and policy, Cellular South will maintain its policy of selling and activating only ALI-capable digital handsets. When appropriate, and when the market for new phones becomes viable again, Cellular South will restart the marketing campaigns to encourage consumer adoption of new handsets. Cellular South will also continue to augment its CDMA network facilities and provide Phase II E911 services and other coordination services to the local

PSAPs. However, given the rural character of Cellular South's market, the uncertainties of disaster recovery and rebuilding efforts, and the reliance by local subscribers upon TDMA and analog phones and service, it is necessary for Cellular South to respectfully request grant of a waiver of the 95% penetration requirement.

Conclusion

Based on the foregoing reasons, grant of a limited waiver of the Commission's Phase II E911 rules will serve the public interest. Accordingly, Cellular South requests a temporary waiver and extension of time, through June 30, 2007, to achieve a location-capable handset penetration rate among subscribers of at least 95%. The public interest benefit in this case equals or exceeds that which the Commission has found in other instances to be sufficient for waiver. Therefore Cellular South requests that a limited waiver and extension of Section 20.18(g)(1)(v) of FCC Rules be granted as proposed.

Respectfully submitted,

**Cellular South Licenses, Inc.
d/b/a Cellular South**

A handwritten signature in cursive script, reading "Pamela L. Gist", is written over a horizontal line.

David L. Nace
Pamela L. Gist

Its Attorneys

Lukas, Nace, Gutierrez & Sachs, Chartered
1650 Tysons Boulevard, Suite 1500
McLean, Virginia 22102
(703) 584-8678
September 20, 2005

Attachment 1

Cellular South's FCC Licensed Cellular and PCS Markets

Cellular South provides Cellular Radiotelephone Services and Personal Communications Services under the following call signs in the following markets:

Cellular Radiotelephone Services Licenses:

KNKA 618	Market 173 B - Biloxi-Gulfport, Mississippi MSA
KNKA 684	Market 252 B - Pascagoula, Mississippi MSA
KNKQ 300	Market 493 - Mississippi RSA 1 B2- Tunica
KNKN 885	Market 495 - Mississippi RSA 3 B1 - Bolivar
KNKN 995	Market 497 - Mississippi RSA 5 B1 - Washington
KNKQ 257	Market 498 - Mississippi RSA 6 B2 - Montgomery
KNKN 644	Market 500 - Mississippi RSA 8 B1 - Claiborne
KNKQ 311	Market 502 - Mississippi RSA 10 B1 - Smith
KNKN 757	Market 503 - Mississippi RSA 11 B1 - Lamar

Personal Communications Services:

KNLF 754	Vicksburg, MS; BTA 455-C
KNLG 204	Vicksburg, MS; BTA 455-F
KNLG 304	Fort Walton Beach, FL; BTA 154-D
KNLG 324	McComb-Brookhaven, MS; BTA 269-D
KNLG 327	Mobile, AL; BTA 302-D
KNLG 334	Pensacola, FL; BTA 343-D
KNLG 587	Meridian, MS; BTA 292-D
KNLG 887	Columbus-Starkville, MS; BTA 094-F
KNLG 895	Natchez, MS; BTA 315-F
KNLG 903	Tupelo-Corinth, MS; BTA 449-F
KNLH 354	Blytheville, AR; BTA 049-F
KNLH 355	Bryan, TX; BTA 059-F
KNLH 356	Dyersburg, TN; BTA 120-F
KNLH 359	Greenville, MS; BTA 175-F
KNLH 361	Jackson, MS; BTA 210-F
KNLH 362	Jackson, TN; BTA 211-F
KNLH 363	Jonesboro, AR; BTA 219-F
KNLH 364	Meridian, MS; BTA 292-F
KNLH 366	Tupelo, MS; BTA 449-E
WPOH 940	Laurel-Hattiesburg, MS; BTA 017-B5
WPOJ 820	Jackson, MS; BTA 210-C(2)
WPOJ 821	Memphis, TN; BTA 290-C(2)
WPSH 537	New Orleans - Baton Rouge, LA-MTA017-B4
WQBB 382	Biloxi-Gulfport, MS; BTA 042-B8

Attachment 2

ALI-Capable Handset Penetration Levels

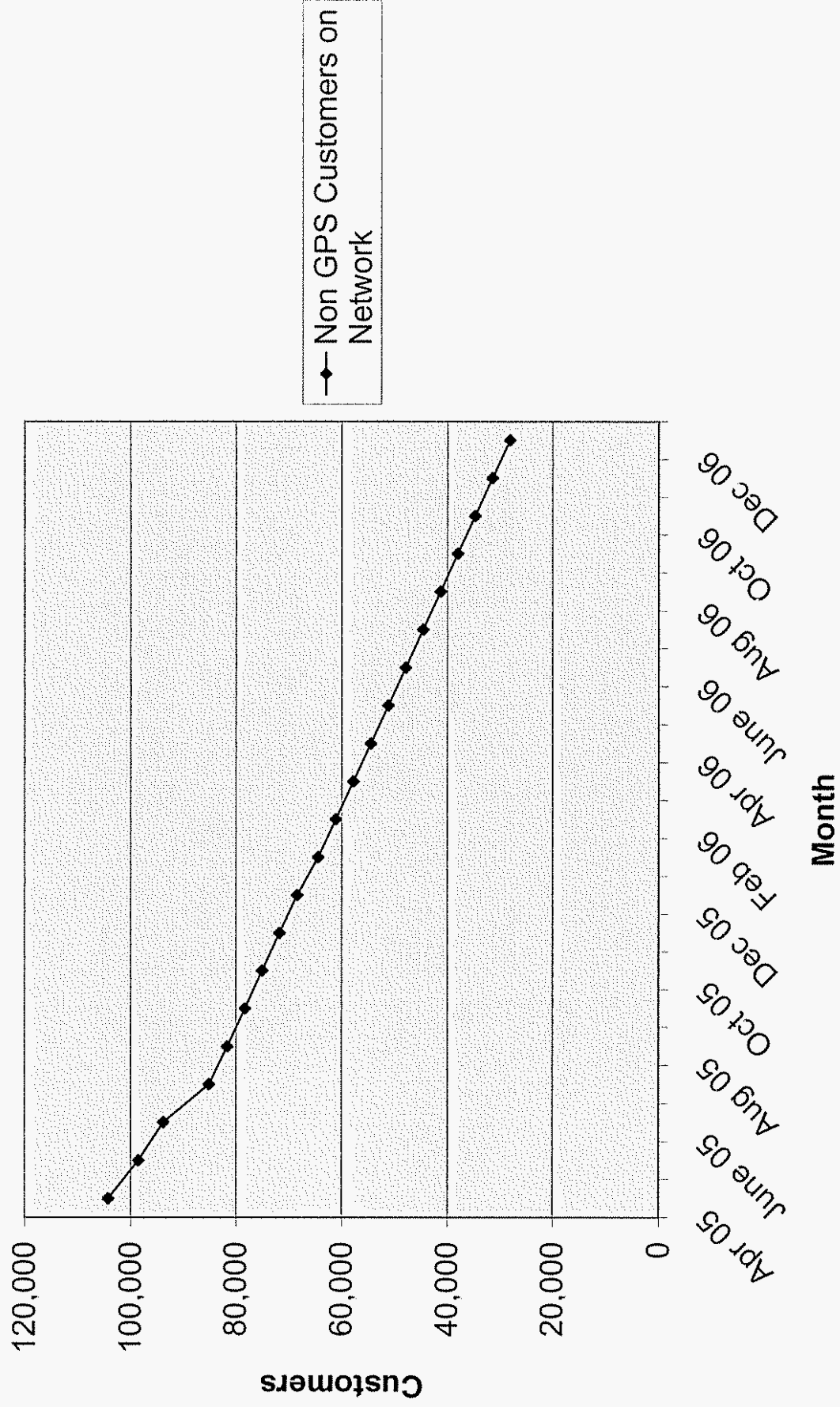
Cellular South info
95% penetration waiver

	Nov 2004	July 2005	# converted	% converted
TDMA Non-GPS customers	56,500	23,608	over 8.5	over 8.5
CDMA Non-GPS customers	100,000	85,000	months	months
Total Non-GPS customers	<u>156,500</u>	<u>108,608</u>	<u>47,892</u>	<u>31%</u>
 Total # of Customers	 436,703	 469,370		
 Therefore, # compliant customers	 280,203	 360,762		
 Calculated penetration of compliant customers	 64%	 77%		

	Estimated	Actual	Actual	Actual	Actual					
	Nov 04	Apr 05	May 05	June 05	July 05	Aug 05	Sep 05	Oct 05	Nov 05	Dec 05
Non GPS Customers on Network	115,000	104,290	98,569	93,824	85,080	81,628	78,328	75,028	71,728	68,428
# of Non GPS subs converted		5,721	4,745	8,744	3,452	3,300	3,300	3,300	3,300	4,000
% of Non GPS subs converted		5.5%	4.8%	9.3%	4.1%					
Total Customers (actual & projected)	436,703	461,422	466,264	469,370	472,727		481,668			498,344
Penetration of GPS handsets	73.7%	77.4%	78.9%	80.0%	82.0%		83.7%			86.3%

Projections made
prior to Hurrican Katrina

Non GPS Customers on Network



Projections made prior to Hurricane Katrina

	Jan 06	Feb 06	Mar 06	Apr 06	May 06	June 06	July 06	Aug 06	Sep 06	Oct 06	Nov 06	Dec 06
Non GPS Customers on Network	64,428	61,128	57,828	54,528	51,228	47,928	44,628	41,328	38,028	34,728	31,428	28,128
# of Non GPS subs converted	3,300	3,300	3,300	3,300	3,300	3,300	3,300	3,300	3,300	3,300	3,300	4,000
% of Non GPS subs converted												
Total Customers (actual & projected)			514,095			528,346			543,423			563,208
Penetration of GPS handsets			88.8%			90.9%			93.0%			95.0%

Projections made prior to Hurricane Katrina

Attachment 3

Samples of Marketing for ALI-Capable Handsets

Please see reverse side for additional billing information

MPSC Utility ID # 0900

Account Number:

Payment Due Date:

Billing Period:

Previous Amount Due	0.00
---------------------	------

Payments 0 00

Adjustments 00 0

Balance Forward	0.00
-----------------	------

Thank you for paying your account promptly!

[illegible]

#CS0002220339CN#

[illegible]

Total Amount Due \$ 32.26

Current Month Charges Due by Jul 01 2001 \$ 32.26

Cellular	27.55
Mandated taxes and other surcharges	4.71

\$ 32.26

\$ 32.26

00.0 \$

000

000

00 0

000

~~May 12 2001 through June 11 2001~~

Billing Period:

~~July 01-2001~~

Payment Due Date:

0002220339

Account Number:

MPSC Utility ID # 0900

Terms: Account balances that are unpaid by 6/22/2011 will be assessed a late fee of \$7.00 and may result in suspended service. A \$30.00 charge will be applied to all return checks. Monthly access charges are billed in advance. Airtime and roaming charges are billed after being incurred. Delays in responding and billing airtime may occur due to delays in notifications from other carriers. Delayed airtime charges, if any, will be applied upon receipt to the line current month's bill. Please note that placing explanations and/or notations on checks or sending accompanying material will not alter the application of the payment or otherwise modify your obligations or rights.

Go farther with UNLIMITED nationwide text messaging
CDMA text messaging customers can text while traveling in most major cities including Atlanta, Birmingham, New Orleans, Nashville, Orlando, Chicago and more!*

To send text messages nationwide, just enter a 10-digit mobile number. To receive text messages nationwide, just sit back, relax and let the messages come to you.

Not a CDMA customer? Chances are if you haven't changed your calling plan in the last two years you're missing out on all the benefits of CDMA 1X technology including improved call clarity, plans with flat monthly rates, two-way text messaging while traveling in most major cities, and a larger local coverage area stretching from Memphis, TN, and Mississippi through Coastal Alabama to Destin, FL. Call 1 877 CSOUTH1 (1 877 276 8841) today and ask about our special offer when you switch to CDMA.

*Nationwide unlimited text messaging is subject to coverage limitations present on its wireless partner networks

New 769 area code coming to Central Mississippi

As of March 14, 2005, the area currently served by the 601 area code, Central Mississippi, will have an additional area code: 769. **Don't worry, all existing wireless and landline numbers in this area will remain the same.** That's right, if you're in the 601 area code your current wireless number will not change.

Within the 601 area code, however, you will have to begin dialing 10 digits for all local numbers as of March 14th and new numbers issued after that date may have a 769 area code. This will include wireless and landline numbers.

Check Here for Change of Address: ☐ (Please complete form on reverse side)

DEFAULT BILL MESSAGE

Please Make Check Payable To:

Cellular South
P O Box 519

Meadville, MS 39653-0519

Please print your email address on the following line:

Shop online at cellularsouth.com

Please see reverse side for additional billing information

MPSC Utility ID # 0900

Account Number: 0002220339

Payment Due Date: ~~July 01 2001~~

Billing Period: ~~May 12 2001 through June 11 2001~~

www.cellularsouth.com

Previous Amount Due	0.00
---------------------------	------

Payments	0 00
----------	------

Adjustments	0 00
-------------	------

Balance Forward	\$ 0.00
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Thank you for paying your account promptly!

#BWNJSBR WWWWWWWWWWWWWWendorsementWWWWWWWWWWShop online at cellularsouth.com!

#CS0002220339CN#

11

WWWWWWWWWWWWWaddresslWWWWWWWWWWWWWWWW

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WWWWWWWaddress1WWWWW
WWWWWaddress2WWWWW

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WWWWWWWWWWWWWWWaddress3WWWWWWWWWWWWWWWW

WWWWWWWWWWWWWWWaddress4WWWWWWWWWWWWWWWWWW

Cellular 27.55

Mandated taxes and other surcharges	4.71
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Current Month Charges Due by Jul 01 2001	\$ 32.26
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Total Amount Due	\$ 32.26
-------------------------	-----------------

Terms: Account balances that are unpaid by 6/22/2001 will be assessed a late fee of \$7.00 and may result in suspended service. A \$30.00 charge will be applied to all return checks. Monthly access charges are billed in advance. Airtime and roaming charges are billed after being incurred. Delays in reporting and billing airtime may occur due to delays in notifications from other carriers. Delayed airtime charges, if any, will be applied upon receipt to the then current month's bill. Please note that placing explanations and/or notations on checks or sending accompanying material will not alter the application of the payment or otherwise modify your obligations or rights.

Thank you for being part of The Cellular South

154 New Cell Sites in 2005

In The Cellular South you have hassle-free rate plans, nationwide digital coverage and a world-class voice and data network so you can communicate without worry, whenever and wherever you want. **We're adding 154 new cell sites to our CDMA network in 2005 giving you even better coverage and call clarity in the places you call most.** In the last five years, we've invested over \$400 million in our network to give you the coverage you deserve.

Not a CDMA customer? Call **1.877.CSOUTH1** (1 877.276.8841) for a special offer including a **FREE PHONE** for switching to CDMA. You'll enjoy the benefits of our flat-rate plans, a larger network and cutting-edge phones and equipment. Call today!

Unlimited Nationwide Long Distance - Only \$10 per month

Call anyone, anywhere nationwide from The Cellular South. All calls made from your Local Coverage Area (a.k.a. your Home Area) to anywhere in the U.S., Puerto Rico, and the U.S. Virgin Islands are local with Unlimited Nationwide Long Distance. This feature is only available with an Unlimited calling plan. Call 1 877 CSOUTH1 (1 877 276 8841) today to get Unlimited Nationwide Long Distance.

Manage your account or shop online at cellularsouth.com

Check Here for Change of Address: ☐ (Please complete form on reverse side)

0002220339310000003226

DEFAULT BILL MESSAGE

Please Make Check Payable To:

Cellular South

P O Box 519

Meadville, MS 39653-0519

Please print your email address on the following line:

④

Shop online at cellularsouth.com!

Account Number: 0002220339

Billing Closing Date: June 11 2001

Payment Due Date: July 01 2001

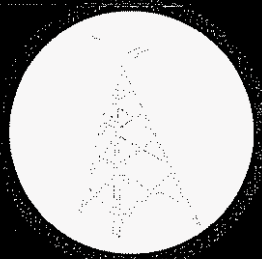
Amount Due by	Jul 01 2001	\$ 32.26
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Total Amount Due	\$ 32.26
-------------------------	-----------------

Amount Enclosed

Please see reverse side for additional billing information

WE'VE GOT YOU COVERED



**NEW TOWERS AND EXPANDED COVERAGE IN YOUR AREA
GIVE YOU THE FREEDOM TO TALK ALL YOU WANT**

(A FREE PHONE HELPS, TOO)*

FREE
KYOCERA SOHO
COLOR DISPLAY
MENTION CODE: CPN1136RA



OR

FREE
NOKIA 6225
CAMERA PHONE
MENTION CODE: CPN1136RB

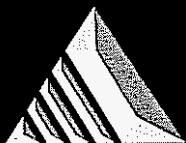


TWO WAYS TO GET YOUR FREE PHONE:

BRING THIS FLYER TO OUR VICKSBURG STORE / 4000 Pemberton Square Blvd.

CALL 1.877.CSOUTH1 / Business Customers 1.877.CSOUTH2

Cellular South



find your voice™

*Certain taxes, fees and restrictions may apply. Free Nokia 6225 or Kyocera Soho require new activation, 2-year contract and purchase of calling plan. Void where prohibited and no cash redemption value. Offer is non-transferable. Not valid with any other offer. Limit one per customer. OFFER GOOD THROUGH 8/20/2005. OFFER VALID ONLY THROUGH TELESALERS AT 1-877-CSOUTH1 (BUSINESS CUSTOMERS 1-877-CSOUTH2) OR AT THE VICKSBURG, MS STORE. MUST PRESENT FLYER TO RECEIVE OFFER. ©2005 Cellular South Inc. All Rights Reserved. CPN1136RA/CPN1136RB

WE JUST WANTED TO SAY, "THANKS."



THANK YOU for being such a great customer! You're the reason why we work so hard to be the best service provider in our region...not just the best wireless provider. And working so hard really pays off for our customers. The grass really **IS** greener in The Cellular South and here's why:

- With our nationwide coverage, you have the best of the best networks. We've invested over **\$400 million** in network improvements in the last five years with **154 new towers** going up in 2005.
- Our **Flat Rate** family of products includes: **UNLIMITED Local Calling**, **UNLIMITED Nationwide Long Distance** and **UNLIMITED Nationwide Text Messaging**.
- Get **FREE unlimited Mobile-To-Mobile calling** and 700 Anytime Minutes for only \$29.99 per month. All calls to and from other Cellular South customers are free when you're in your local coverage area! Add a line and share Anytime Minutes for only \$9.99 per month.
- You have access to the latest phones and equipment including the Audiovox 6600 Pocket PC and the Nokia 6225 with MP3 player and Bluetooth® connectivity, Nokia's first CDMA color flip phone.
- Award-winning customer service is available at 1.877.CSOUTH1 (1 877.276.8841) and at cellularsouth.com.



You've been a loyal customer, so we want to say, "THANKS."

To show our appreciation, **CHOOSE YOUR FREE PHONE!** Call 1.877.CSOUTH1 (1 877.276.8841) to get your choice of a **NOKIA 6225 CAMERA PHONE** or **KYOCERA SOHO COLOR SCREEN FLIP PHONE*** plus **FREE SHIPPING**

Don't forget to mention code **CPN1132RA** for the Nokia 6225 or **CPN1132RB** for the Kyocera SoHo when you call or provide this letter if redeeming in stores. Hurry, offer expires **July 16, 2005**.

Best regards,

Suzy A. Hays, Vice President of Sales and Marketing

*Must mention code CPN1132RA to redeem the Nokia 6225 or CPN1132RB to redeem the Kyocera SoHo. Valid only on the purchase of products sold by Cellular South, Inc. and described by this coupon. Trade-in of current wireless phone is required. Certain taxes, fees and restrictions may apply. Coupon requires new 2-year contract on eligible existing mobile phone number subscriptions not under contract. Coupons are not applicable to airline payments or the purchase of gift cards. Void where prohibited and no cash redemption value. Coupon discount may not exceed net price of phone, including net price of phone after any applicable rebate. Coupon is non-transferable. Copies, reproductions and facsimiles not accepted. Use of this coupon constitutes your acceptance of these terms and other terms that may be imposed from time to time by issuer. Cellular South, Inc. Not valid with any other offer. Not available online at cellularsouth.com. Limit one per customer. OFFER GOOD THROUGH 7/16/2005 ©2005 Cellular South, Inc. All rights reserved.

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FREE

OFFER APPLIES TO ADDRESSEE ONLY.

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ANY PHONE

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NATIONWIDE
TEXT MESSAGING*

\$5.99
per mo.

EXCLUSIVELY FROM CELLULAR SOUTH

Use your
coupon
on the new
Kyocera Koi!

You'll flip over this cool swivel
camera and video phone!



* Nationwide unlimited text messaging requires a CDMA voice plan and CDMA equipment and is subject to coverage limitations present on Cellular South's and its wireless partners' networks. Certain taxes, fees and restrictions may apply. See stores or cellularsouth.com for details.
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LIKE THIS FREE
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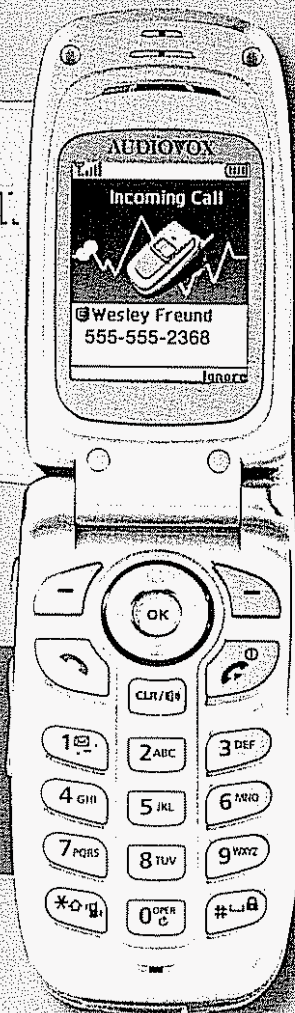
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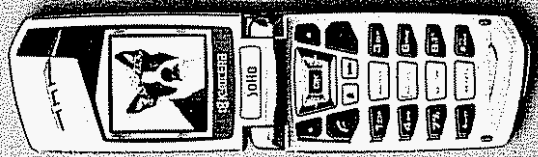
AUDIOVOX 8615 FEATURES

- ▶ "Smartphone" Ringtone
- ▶ Dual cameras
- ▶ Two-way speakerphone
- ▶ Voice dialing
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TODAY!**

Go to cellularsouth.com to learn more about the Audiovox 8615.

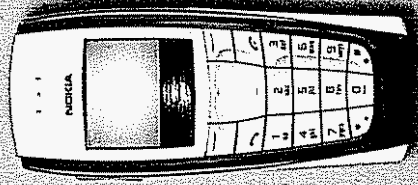




Kyocera Solio
Color Display
FREE
MENTION CODE: ORK100001

OR

Nokia 6226
Camera Phone
FREE
MENTION CODE: ORK100001

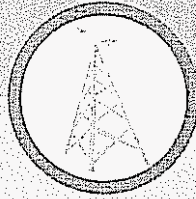


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CHOOSE OPTION 5# FOR SALES

OR, BRING THIS TO OUR MADISON STORE
1896 MAIN STREET, STE. F

YOUR INTEREST IN PURCHASING A NEW PHONE FROM KYOCERA SOLIO OR NOKIA 6226 IS SUBJECT TO CREDIT REVIEW. KYOCERA SOLIO AND NOKIA 6226 ARE AVAILABLE AT 1896 MAIN STREET, STE. F, MADISON, WI 53706. OFFER VALID THROUGH 12/31/2001. OFFER VALID ONLY THROUGH THESE SALES AT 1896 MAIN STREET, STE. F, MADISON, WI 53706. CREDIT REVIEW REQUIRED. ALL RIGHTS RESERVED. ©2001 KYOCERA.

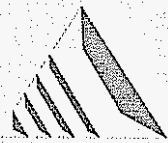
WE'VE GOT YOU COVERED



NEW TOWERS CAN EXPANDED COVERAGE IN YOUR AREA
AND ALLOW YOU TO TALK TO THE PEOPLE YOU WANT
WHEN YOU WANT. (AND WE'VE GOT FREE ACTIVATION HELP, TOO)



FREE
ACTIVATION HELP
FOR NEW SERVICE
AND LINE ACTIVATION
ON NEW SERVICE ONLY



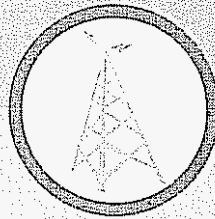
cellular
south

VISIT US AT CELLULARSOUTH.COM FOR A LIST OF THE NEW TOWERS IN YOUR AREA

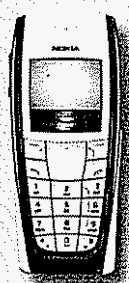
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WE'VE GOT YOU COVERED



WE'VE GOT YOU COVERED IN YOUR AREA
AND WE'VE GOT YOU COVERED FOR ALL YOU WANT
TO DO. WE'VE GOT YOU COVERED HERE, TOO.



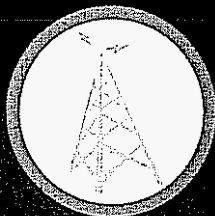
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UNLIMITED
NATIONWIDE
CELLULAR PHONE
COVERAGE



find your voice

VISIT US AT CELLULARSOUTH.COM FOR A LIST OF THE NEW TOWERS IN YOUR AREA

WE'VE GOT YOU COVERED



**NEW TOWERS AND EXPANDED COVERAGE IN YOUR AREA
GIVE YOU THE FREEDOM TO TALK ALL YOU WANT**

(A FREE PHONE HELPS, TOO)*

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KYOCERA SOHO
COLOR DISPLAY
MENTION CODE: CPN1136RA



OR



FREE
NOKIA 6225
CAMERA PHONE
MENTION CODE: CPN1136RB

Cellular South



find your voice™

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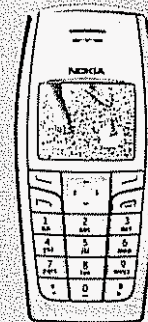
June 2005



FREE Nokia Solari

OR

OR



FREE Nokia 6110

decisions)

find your voice

OR

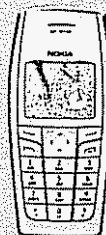
2010

1. The first step is to identify the variables that are being measured. In this case, the variables are the number of people who are employed, the number of people who are unemployed, and the total number of people in the labor force.

\$10,000

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

OR

[illegible][illegible]

FREE

- Color Display
- Voice Dialing

11

[illegible]

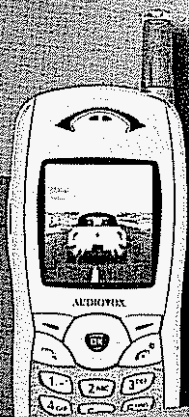
1. NAME OF THE PARTY DEMOCRATIC PARTY
 2. NAME OF THE CANDIDATE JOHN F. BROWN

[illegible][illegible]

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**YOU NEED TO CHANGE
YOUR WIRELESS PLAN?**

Save nearly \$10/mo. and keep
the same number of minutes

Call to get our NEW Free Incoming Calls Plan



Oh, and you get a
FREE Audiovox, too.

Call today! 1.877.CSOUTH1
(Select Option 2)

**Cellular
SOUTH**

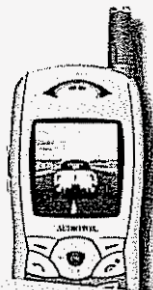
See details on reverse side. *Approximate price reflected. New plans
utilize CDMA technology. ©2004 Cellular South, Inc. All rights reserved.

CDMA FREE Incoming 300*

Keep your FREE incoming calls and 300 outgoing minutes each month. Hey, we know how much you love them! But pay almost \$10 less and enjoy an even larger calling area. Plus you'll get a free phone just for switching to the CDMA FREE Incoming 300 plan.

Calls from Memphis thru Mississippi and Coastal Alabama to Destin, Florida, are local on the Cellular South CDMA Network.

\$29⁹⁹
per month



Call now and get a
FREE Audiovox 8410

- Color Screen
- BREW-Capable

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*Must mention code G0209 to receive offer.
This offer not available in stores.*

Have you heard about what else is new?



Download ringtones, games, information
& more to your wireless phone.
PRICING VARIES BASED ON USE

\$49⁹⁹
per mo.
FLAT RATE

UNLIMITED CALLING
Talk all month for one flat rate

Do you periodically
travel outside of your
local coverage area
but not enough to pay
nationwide rates?

**NATIONWIDE
TRAVEL
MINUTES***

100
roaming
minutes **\$10** per
month

Call friends &
family outside
of your local
calling area.

**NATIONWIDE
LONG DISTANCE
MINUTES***

**ADD AS MANY
BUCKETS
AS YOU NEED!**

200 **\$5**
minutes per
month

**Cellular
SOUTH**

MUST MENTION CODE G0209 TO RECEIVE OFFER *Approximate prices reflected. Cellular South's CDMA Tower Network includes all of Mississippi, West Tennessee, Coastal Alabama and the Florida Panhandle thru Destin. Free phone requires a CDMA plan change and promotional offer contract. Free phone featured subject to change. Unlimited Free Incoming Calls and 300 outgoing minutes apply to usage on the CDMA Tower Network. Nationwide Long Distance Minutes applicable for calls originating in your local coverage area and terminating outside of your local calling area. Nationwide Travel Minutes applicable for calls originating outside of the local coverage area and terminating anywhere in the U.S., Puerto Rico and U.S. Virgin Islands. Additional taxes, fees and/or restrictions may apply. Visit cellularsouth.com for BREW pricing and terms and conditions of use. This offer is not available in Cellular South retail locations and must be redeemed by calling 1 877 CSOUTH1. Offer expires 10/31/2004 ©2004 Cellular South, Inc. All rights reserved. DG300-082004

Declaration of

Tony Kent
Vice President – Network Operations

DECLARATION


I, Tony Kent, hereby state and declare:

1. I am Vice President – Network Operations for Cellular South Licenses, Inc., a wireless telecommunications services operator and the Petitioner herein.

2. I am familiar with the facts contained in the foregoing “Request For Limited Waiver And Extension Of The Handset Penetration Deadline Of The Commission’s Phase II E911 Rules” and I verify that those facts are true and correct to the best of my knowledge and belief, except that I do not and need not attest to those facts which are subject to official notice by the Commission.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 20th day of September, 2005.



Tony Kent
Vice President – Network Operations